

**CITY COUNCIL MEETING  
JULY 9, 2002**

<b>Date &amp; Time</b>	On the 9 <sup>th</sup> day of July, A.D., 2002, the City Council of the City of Fort Worth, Texas, met in regular session at 7:30 p.m. in the City Council Chamber, 1000 Throckmorton, with the following members and officers present:
<b>Attendance</b>	Mayor Kenneth Barr; Mayor Pro tempore Ralph McCloud; Council Members Jim Lane, Chuck Silcox, Becky Haskin, Frank Moss, Clyde Picht, Jeff Wentworth, and Wendy Davis; City Manager Gary Jackson; City Attorney David Yett; City Secretary Gloria Pearson. With more than a quorum present, the following business was transacted:
<b>Invocation</b>	The invocation was given by Reverend Alan Lobaugh, University Christian Church.
<b>Pledge</b>	The Pledge of Allegiance was recited.
<b>Minutes</b>	On motion of Council Member Davis, seconded by Council Member Wentworth, the minutes of the regular meeting of July 2, 2002, were approved unanimously.
<b>Special Presentations</b>	Mayor Pro tempore McCloud presented a congratulatory letter to Mr. Joel Burroughs in recognition of the 60 <sup>th</sup> Burroughs/Gatlin Family Reunion.
<b>Announcements</b>	Council Member Picht commended Jacqueline Bender, Neighborhood Coordinator, for an article featured in the Fort Worth Star-Telegram. He stated that the job she was doing was a remarkable endeavor.
<b>Consent Agenda</b>	On motion of Council Member Silcox, seconded by Mayor Pro tempore McCloud, the consent agenda was adopted unanimously.
<b>Public Hearing</b>	<p>It appeared that the City Council set today as the date for a public hearing to adopt a resolution approving the 2002-2003 Crime Control Plan and Budget as adopted by the Directors of the Fort Worth Crime Control and Prevention District. Mayor Barr asked if there was anyone present desiring to be heard.</p> <p>Ms. Susan Alanis, representing the Police Department, appeared before Council, presented a staff report and called attention to the resolution, as follows:</p>
<b>Res. #2851 2002-2003 CCPD Plan and Budget</b>	There was presented Resolution No. 2851 approving the 2002-2003 Crime Control Plan and Budget as adopted by the Directors of the Fort Worth Crime Control and Prevention District (CCPD).

There being no one else present desiring to be heard in connection with the resolution approving the 2002-2003 Crime Control Plan and Budget as adopted by the Directors of the Fort Worth Crime Control and Prevention District, Council Member Silcox made a motion, seconded by Council Member Moss, that the public hearing be closed and that the recommendation be adopted. The motion carried by the following vote:

**AYES:** Mayor Barr; Mayor Pro tempore McCloud;  
Council Members Lane, Silcox, Haskin,  
Moss, Wentworth, and Davis

**NOES:** Council Member Picht

**ABSENT:** None

**OCS-1292  
Liability Bonds**

There was presented Mayor and Council Communication No. OCS-1292 from the Office of the City Secretary recommending that the City Council authorize the acceptance of liability bonds, as follows:

**PARKWAY CONTRACTOR**

**INSURANCE COMPANY**

Anderson-Driskill Paving and  
Contracting  
George Cardenas d/b/a Creative  
Concrete Design  
Delacruz Construction Co.  
Harold Hall Construction  
Jose M. Sonora d/b/a Joe's  
Concrete  
Jordan General Contractors,  
Inc.  
Ricardo Madrid

Hartford Casualty Insurance  
Company  
State Farm Fire & Casualty  
Company  
Merchants Bonding Company  
RLI Insurance Company  
Western Surety Company  
  
Atlantic Alliance Fidelity &  
Surety  
RLI Insurance Company

It was the consensus of the City Council that the recommendation be adopted.

**OCS-1293  
Claims**

There was presented Mayor and Council Communication No. OCS-1293 from the Office of the City Secretary recommending that the City Council refer notices of claims regarding alleged damages and/or injuries to the Finance Department. It was the consensus of the City Council that the recommendation be adopted.

**G-13613  
Withdrawn**

There was presented Mayor and Council Communication No. G-13613, dated April 30, 2002, from the City Manager recommending that the City Council deny the request by Bill and Jane Walton for a Historic Site Tax Exemption for work performed on a house located at 1424 South Adams Street.

City Manager Jackson stated that he had received a letter from Mr. Walton requesting that the appeal be withdrawn.

Council Member Davis made a motion, seconded by Mayor Pro tempore McCloud, that Mayor and Council Communication No. G-13613, be withdrawn. The motion carried unanimously.

**G-13664  
Additional  
Payment to  
KPMG, LLP for  
FY2001 Annual  
Audit**

There was presented Mayor and Council Communication No. G-13664 from the City Manager recommending that the City Council authorize the payment of an additional \$67,650.00 to KPMG, LLP for the FY2001 annual audit. It was the consensus of the City Council that the recommendation be adopted.

**G-13665  
Ord. #15146  
Accept Grant  
from FAA for  
Extension of  
Runways at FW  
Alliance Airport**

There was presented Mayor and Council Communication No. G-13665 from the City Manager recommending that the City Council:

1. Authorize the City Manager to apply for and accept, if awarded, a grant from the Federal Aviation Administration (FAA) in the amount of \$4,500,000.00 for engineering, earthwork, grading and drainage work for the extension of runways at Fort Worth Alliance Airport; and
2. Authorize the use of land credits in the amount of \$500,000.00 for the City's in-kind local match of ten percent of the projects costs; and
3. Adopt Appropriation Ordinance No. 15146 increasing estimated receipts and appropriations in the Grants Fund in the amount of \$5,000,000.00, subject to the receipt of a grant from the Federal Aviation Administration, for the purpose of funding the extension of runways at Fort Worth Alliance Airport.

It was the consensus of the City Council that the recommendation be adopted.

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**G-13666  
Ord. #15147  
Water and Sewer  
Interest Funds**

There was presented Mayor and Council Communication No. G-13666 from the City Manager recommending that the City Council adopt Appropriation Ordinance No. 15147 increasing estimated receipts and appropriations in the Water Capital Project Fund in the amount of \$1,500,000.00 and in the Sewer Capital Project Fund in the amount of \$1,500,000.00 from available funds for the purpose of funding unspecified projects. It was the consensus of the City Council that the recommendation be adopted.

**G-13667  
Establishing  
Timetable for  
Proposed  
Annexation for  
171.805 Acres of  
Land in Texas &  
Pacific Railroad  
Company No. 29  
Survey &  
Alexander,  
Crain, Harris &  
Brooks Survey  
(AX-02-0004)**

There was presented Mayor and Council Communication No. G-13667 from the City Manager recommending that the City Council approve the annexation timetable for proposed annexation of approximately 171.805 acres of land situated in the Texas & Pacific Railroad Company No. 29 Survey, Abstract No. 1568, and the Alexander, Crain, Harris & Brooks Survey, Abstract No. 55, Tarrant County, Texas (Annexation Case No. AX-02-0004), in compliance with the requirements of Chapter 43 of the Local Government Code of the State of Texas; and direct staff to prepare a service plan that provides for the extension of full municipal services to the annexation area. Council Member Davis made a motion, seconded by Mayor Pro tempore McCloud, that the recommendation be adopted. The motion carried unanimously.

**G-13668  
Economic  
Development  
Program  
Agreement with  
RadioShack  
Corporation**

There was presented Mayor and Council Communication No. G-13668 from the City Manager recommending that the City Council find that the terms and conditions of the Economic Development Program Agreement with RadioShack Corporation constitute a custom-designed economic development program as outlined in the 2000 Comprehensive Plan; and authorize the City Manager to execute the Economic Development Program Agreement with RadioShack.

The following individuals appeared before Council in support of the agreement:

**Greg Upp  
Bill Thornton  
Greg Hughes  
John Avila**

Mr. Greg Upp	3500 Camp Bowie
Chairman, Fort Worth Downtown, Inc.	
Mr. Bill Thornton	4108 Sarita Drive
President, Fort Worth Chamber of Commerce	
Mr. Greg Hughes	2544 Stadium Drive
Fort Worth Transportation Authority	
Mr. John Avila	2452 Winton Terrace East
Hispanic Chamber of Commerce	

City Attorney Yett stated that a corrected version of the M&C had been provided to Council during the Pre-Council Worksession, which revised the Fiscal Information Certification Statement.

Council Member Davis made a motion, seconded by Council Member Haskin, that the recommendation be adopted. The motion carried by the following vote:

**AYES:** Mayor Barr; Mayor Pro tempore McCloud;  
Council Members Lane, Haskin, Moss,  
Wentworth, and Davis

**NOES:** Council Members Silcox and Picht

**ABSENT:** None

Mayor Barr expressed appreciation to everyone who made this agreement happen.

**L-13345  
Temporary  
Construction  
Easement**

There was presented Mayor and Council Communication No. L-13345 from the City Manager recommending that the City Council approve the acquisition of one temporary construction easement described as part of the M. Gilbert Survey, A-565, heirs of W. W. Thompson Survey, A-1498, Tarrant County, Texas, from Emerging Properties 1, Ltd. required for the construction of sanitary sewer Main M-452 located near Old Denton Road and Basswood Boulevard (DOE 3237) in the amount of \$9,670.00. It was the consensus of the City Council that the recommendation be adopted.

**L-13346  
Purchase  
Property for  
Highway  
Improvements to  
North Tarrant  
Parkway  
(Project #0902-  
48-194)**

There was presented Mayor and Council Communication No. L-13346 from the City Manager recommending that the City Council authorize the City Manager to approve the purchase of one property described as A-999, Tract 1C04, William McCowen Survey, Tarrant County, Texas, from Polaris, Ltd. for highway improvements to North Tarrant Parkway from IH35W to US 377 (DOE 3577), located on Old Denton Road east of IH35W, near the existing right-of-way of North Tarrant Parkway for a total cost of \$434,000.00 (Project No. 0902-48-194). It was the consensus of the City Council that the recommendation be adopted.

**L-13347  
Permanent  
Utility  
Easements**

There was presented Mayor and Council Communication No. L-13347 from the City Manager recommending that the City Council approve the acceptance of eight permanent utility easements described as A-1341, R. R. Ramey Survey, Tarrant County, Texas,

from Jake Cook, Larry Milrany, and Sierra Developers, Inc., respectively, needed as rights-of-way for constructing, installing, and maintaining sanitary sewer facilities across properties located east of Cooks Lane and south of Meadowbrook Drive, for the development of Whitney Meadows Addition, Blocks 1 through 6, for a total cost of \$8.00. It was the consensus of the City Council that the recommendation be adopted.

**PZ-2392  
Establishing  
Timetable for  
Proposed  
Annexation for  
Limited  
Purposes of Far  
West Area #2  
(AX-02-0005),  
Far West Area  
#3 (AX-02-0006)**

There was presented Mayor and Council Communication No. PZ-2392, dated July 2, 2002, from the City Manager recommending that the City Council approve the annexation timetable for annexation of Far West Area No. 2 (Annexation Case No. AX-02-0005), Far West Area No. 3 (Annexation Case No. AX-02-0006), and Far West Area No. 6 (Annexation Case No. AX-02-0007) for limited purposes in compliance with the requirements of Chapter 43 of the Local Government Code of the State of Texas; and direct the City Manager to prepare an amendment to the City's annexation plan to include Far West Area No. 2 for consideration by the City Council; and direct staff to comply with statutory requirements for limited purpose annexation of the subject properties.

City Attorney Yett stated that an amended Exhibit "B" had been provided which extended the timetable forward one week.

**Jack Jefferson**

Mr. Jack Jefferson, 3924 Linkcrest Drive, Aledo, Texas, appeared before Council in opposition of the annexation. He stated that there were inconsistencies with the annexation plan and expressed concern with various issues including Waste Management, growth of the area, and annexation costs versus income received. He added that the City had nothing to offer residents in the areas proposed for annexation and they did not like the restrictions that Code Compliance would enforce when annexed.

**Kathleen Wood**

Ms. Kathleen D. Wood, 8308 Samora Court, appeared before Council in opposition of the annexation. She stated that she was annexed 30 years ago and still doesn't have water and sewer provided by the City of Fort Worth. She informed the Council that her water came from Azle.

**Darlia Hobbs**

Ms. Darlia Hobbs, 8113 Anchorage Place, appeared before Council in opposition of the annexation. She stated that question number 26 on the City's survey to residents should ask their opinion on "involuntary" annexation. She added that annexation takes away their liberties and was not justice for all.

**Deborah Jackson**      Ms. Deborah Jackson, 3813 Harbour Creek Drive, appeared before Council in opposition of involuntary annexation. She stated that annexation was unconstitutional and fundamentally wrong.

**Vivian Whisnant**      Ms. Vivian Whisnant, 13606 Yale Trail, Saginaw, Texas, appeared before Council in opposition of the annexation. She expressed concern with the City's ability to provide them with emergency services when annexed. She stated that her husband had a medical condition and that the nearest facility was located in Lake Country, which was unacceptable.

**Willa Cassaday**      Ms. Willa Cassaday, 12125 Linkway, Aledo, Texas, appeared before Council in opposition of the annexation. She stated that limited annexation was still forced annexation.

**Frances Wohler**      Ms. Frances Wohler, 3803 Linkmeadow Drive, Aledo, Texas, appeared before Council in opposition of the annexation. She stated that Fort Worth was protected by their extraterritorial jurisdiction and that the City had nothing to offer them.

Council Member Wentworth made a motion, seconded by Council Member Davis, that the recommendation be adopted with the deletion of all references to "Far West Area No. 6". The motion carried by the following vote:

**AYES:**                      Mayor Barr; Mayor Pro tempore McCloud;  
Council Members Lane, Haskin, Moss,  
Wentworth, and Davis

**NOES:**                      Council Members Silcox and Picht

**ABSENT:**                      None

Mayor Barr requested that the City Manager and City Attorney provide a letter to residents of Far West Area Nos. 2 and 3 that explained action taken by the Council, the annexation timetable, and limited purpose annexation.

**PZ-2393**                      There was presented Mayor and Council Communication No. PZ-  
**Establishing**                      2393, dated July 2, 2002, from the City Manager recommending that  
**Timetable for**                      the City Council approve the annexation timetable for annexation  
**Proposed**                      of Far West Area No. 2 (Annexation Case No. AX-02-0005), Far West  
**Annexation for**                      Area No. 3 (Annexation Case No. AX-02-0006), and Far West Area  
**Full Purposes of**                      No. 6 (Annexation Case No. AX-02-0007) for full purposes in  
**Far West Area**                      compliance with the requirements of Chapter 43 of the Local  
**#6**                      Government Code of the State of Texas; and direct staff to prepare  
**(AX-02-0007)**                      a service plan that provides for the extension of full municipal

services to the subject properties; and direct staff to comply with all other statutory requirements for full purpose annexation of the subject properties. Council Member Wentworth made a motion, seconded by Council Member Moss, that the recommendation be adopted by deleting all references to Far West Area No. 2 and Far West Area No. 3. The motion carried by the following vote:

**AYES:** Mayor Barr; Mayor Pro tempore McCloud;  
Council Members Lane, Haskin, Moss,  
Wentworth, and Davis

**NOES:** Council Members Silcox and Picht

**ABSENT:** None

**Recessed/  
Reconvened** The City Council recessed at 8:47 p.m. and reconvened at 8:56 p.m. with Council Member Picht temporarily absent.

**PZ-2394  
Ord. #15148  
Sanitary Sewer  
Easement  
Vacation  
(VA-02-045)** There was presented Mayor and Council Communication No. PZ-2394 from the City Manager recommending that the City Council adopt Ordinance No. 15148 vacating a 20-foot wide by 880-foot long sanitary sewer easement, being a parcel of land situated in the Isabel Flores Survey, Abstract No. 507, Tarrant County, Texas. It was the consensus of the City Council that the recommendation be adopted.

**PZ-2395  
Ord. #15149  
Sanitary Sewer  
Easement  
Vacation  
(VA-02-046)** There was presented Mayor and Council Communication No. PZ-2395 from the City Manager recommending that the City Council adopt Ordinance No. 15149 vacating a 20-foot wide by 737-foot long sanitary sewer easement, being a parcel of land situated in the Isabel Flores Survey, Abstract No. 507, Tarrant County, Texas. It was the consensus of the City Council that the recommendation be adopted.

**C-19141  
Boys & Girls  
Club of Tarrant  
County** There was presented Mayor and Council Communication No. C-19141 from the City Manager recommending that the City Council authorize the City Manager to execute a contract with the Boys and Girls Club of Tarrant County for administration of the 2002 Summer Works program for the period June 1, 2002, through August 31, 2002, at a cost not to exceed \$68,000.00. It was the consensus of the City Council that the recommendation be adopted.



**C-19142  
Ord. #15150  
Texas Roof  
Management,  
Inc.**

**There was presented Mayor and Council Communication No. C-19142 from the City Manager recommending that the City Council:**

- 1. Adopt Appropriation Ordinance No. 15150 increasing estimated receipts and appropriations in the Specially Funded Capital Projects Fund in the amount of \$212,324.13 from available funds for the purpose of funding an award of construction contract to Texas Roof Management, Inc. for the replacement of the roofing in the pit roof area of the Central Library; and**
- 2. Authorize the City Manager to award a construction contract to Texas Roof Management, Inc. for the replacement of the roofing in the depressed roof area at the east end of the Central Library in the amount of \$98,350.00 with a contract duration of 48 calendar days.**

**It was the consensus of the City Council that the recommendation be adopted.**

**C-19143  
Westhill  
Construction,  
Inc.**

**There was presented Mayor and Council Communication No. C-19143 from the City Manager recommending that the City Council authorize the City Manager to execute the second renewal of the annual contract with Westhill Construction, Inc. for the construction of approximately 40,000 linear feet of sidewalk improvements in the amount of \$697,175.00. It was the consensus of the City Council that the recommendation be adopted.**

**C-19144  
Ord. #15151  
McClendon  
Construction  
Company, Inc.**

**There was presented Mayor and Council Communication No. C-19144 from the City Manager recommending that the City Council:**

- 1. Authorize the transfer of \$202,910.00 from the Water and Sewer Operating Fund to the Water Capital Project Fund; and**
- 2. Adopt Appropriation Ordinance No. 15151 increasing estimated receipts and appropriations in the Water Capital Project Fund in the amount of \$202,910.00 from available funds for the purpose of funding award of contract to McClendon Construction Company, Inc. for pavement reconstruction and water replacements for the Fairmont Model Block Project on Henderson Street (West Allen Street to West Arlington Street) and College Avenue (South Jefferson to Allen Street); and**

- 3. Authorize the City Manager to execute a contract with McClendon Construction Company, Inc. in the amount of \$571,450.85 for pavement reconstruction and water replacement on Henderson Street (West Allen Street to West Arlington Street) and College Avenue (South Jefferson Street to Allen Street).**

**It was the consensus of the City Council that the recommendation be adopted.**

**C-19145  
Texas Motor  
Speedway Law  
Enforcement  
Task Force**

**There was presented Mayor and Council Communication No. C-19145 from the City Manager recommending that the City Council authorize the City Manager to enter into an Interlocal Agreement with multiple agencies to form the Texas Motor Speedway Law Enforcement Task Force. It was the consensus of the City Council that the recommendation be adopted.**

**C-19146  
Lockwood,  
Andrews &  
Newnam, Inc.**

**There was presented Mayor and Council Communication No. C-19146 from the City Manager recommending that the City Council authorize the City Manager to execute an agreement with Lockwood, Andrews & Newnam, Inc. to design and prepare a revised water conservation and system optimization program in an amount not to exceed \$280,000.00. It was the consensus of the City Council that the recommendation be adopted.**

**C-19147  
Garden Springs,  
Ltd.**

**There was presented Mayor and Council Communication No. C-19147 from the City Manager recommending that the City Council authorize the City Manager to execute a Community Facilities Agreement with Garden Springs, Ltd. for the installation of community facilities for Garden Springs, Phase IV. Council Member Haskin made a motion, seconded by Council Member Lane, that the recommendation be adopted. The motion carried unanimously.**

**C-19148  
Realty Capital  
Corporation**

**There was presented Mayor and Council Communication No. C-19148 from the City Manager recommending that the City Council authorize the City Manager to execute a Community Facilities Agreement with Realty Capital Corporation for the installation of water and sewer services to serve Chapel Hill Addition, a future commercial and residential development on Bond's Ranch Road, west of FM156 in far northwest Fort Worth. Council Member Wentworth made a motion, seconded by Council Member Davis, that the recommendation be adopted. The motion carried unanimously.**

Council Member Picht assumed his chair at the Council table at this time.

**Public Hearing  
1924 6<sup>th</sup> Avenue**

It appeared that the City Council, at its meeting of June 25, 2002, continued the public hearing for the Appeal of the Order of the Building Standards Commission regarding 1924 6<sup>th</sup> Avenue. Mayor Barr asked if there was anyone present desiring to be heard.

Mr. Carl Smart, Code Compliance Director, appeared before the City Council, presented a staff report regarding property located at 1924 6<sup>th</sup> Avenue, and stated that the property had been substantially completed and all permits had been issued. He recommended Council reduce the Civil Penalty of \$31,000.00.

**Joseph Yamin**

Mr. Joseph Yamin, 1701 Grand Avenue, appeared before Council and stated that clean up of the property had been completed as of 6:00 p.m. this evening. He added that he had purchased the property a year and half ago and had paid the back taxes of \$15,000.00 and that the \$31,000.00 fine was excessive when the previous owner had left the house in disrepair for eight years.

There being no one else present desiring to be heard in connection with the Appeal of the Order of the Building Standards Commission regarding 1924 6<sup>th</sup> Avenue, Council Member Davis made a motion, seconded by Mayor Pro tempore McCloud, that the public hearing be closed and that Council modify the order of the Building Standards Commission by reducing the civil penalty to \$2,500.00. The motion carried unanimously.

**Public Hearing  
Proposed  
Annexation of  
3.26 Acres of  
Land Out of  
William Evans  
Survey  
(AX-02-0002)**

It appeared that the City Council set today as the date for the second public hearing for the proposed annexation of 3.26 acres of land, being all that tract of land situated in the William Evans Survey, Abstract No. 467, of which said tract being within unincorporated Tarrant County, Texas, said tract being a portion of a tract deeded to Havener Rupert Limited Partnership, Tarrant County, Texas (Annexation Case No. AX-02-0002). Mayor Barr asked if there was anyone present desiring to be heard

Ms. Cathy Davidson, representing the Development Department, appeared before the City Council, presented a staff report and advised Council that staff should be directed to institute annexation proceedings by the preparation of an ordinance to be adopted at the meeting on July 30, 2002.

There being no one else present desiring to be heard in connection with the second public hearing for the proposed annexation of 3.26 acres of land, being all that tract of land situated in the William Evans Survey, Abstract No. 467, of which said tract being within unincorporated Tarrant County, Texas, said tract being a portion of a tract deeded to Havener Rupert Limited Partnership, Tarrant County, Texas (Annexation Case No. AX-02-0002), Council Member Haskin made a motion, seconded by Council Member Davis, that the second public hearing be closed and that staff be directed to institute annexation proceedings. The motion carried unanimously.

Mayor Barr suggested that staff evaluate the surrounding areas when annexing to ensure the City does not omit small enclaves from annexation if staff deems that they should be included at that particular time as an involuntary annexation.

**Public Hearing  
Proposed  
Annexation of  
28.209 Acres of  
Land Out of Part  
of L.  
Hansbrough  
Survey and Part  
of J. R. Knight  
Survey  
(AX-02-0003)**

It appeared that the City Council set today as the date for the second public hearing for the proposed annexation of 28.209 acres of land, being all that tract of land in Tarrant County, Texas, a part of the L. Hansbrough Survey, Abstract No. 747, a part of the J. R. Knight Survey, Abstract No. 902, and being all of that land conveyed to Eldon D. Hill, Tarrant County, Texas (Annexation Case No. AX-02-0003). Mayor Barr asked if there was anyone present desiring to be heard.

Ms. Cathy Davidson, representing the Development Department, appeared before the City Council, presented a staff report and advised Council that staff should be directed to institute annexation proceedings by the preparation of an ordinance to be adopted at the meeting on July 30, 2002.

City Manager Jackson advised that he would provide Council with further analysis on annexation of the remaining enclaves in two weeks.

There being no one else present desiring to be heard in connection with the second public hearing for the proposed annexation of 28.209 acres of land, being all that tract of land in Tarrant County, Texas, a part of the L. Hansbrough Survey, Abstract No. 747, a part of the J. R. Knight Survey, Abstract No. 902, and being all of that land conveyed to Eldon D. Hill, Tarrant County, Texas (Annexation Case No. AX-02-0003), Council Member Haskin made a motion, seconded by Council Member Lane, that the second public hearing

be closed, that staff be directed to institute annexation proceedings, and instruct staff to bring information forward relative to involuntary annexation of enclaves in future work sessions. The motion carried unanimously.

**SP-02-0003**  
**Continued Until**  
**August 13, 2002**

It appeared that the City Council, at its meeting of June 18, 2002, continued the hearing of the application of Tarrant County for property located at 2701 Kimbo Road to amend site plan for "PD-325" Planned Development for a Detention Center to add four buildings, an 8-foot fence, and a 10-foot setback, Site Plan No. SP-02-0003. Mayor Barr asked if there was anyone present desiring to be heard.

There being no one else present desiring to be heard in connection with the application of Tarrant County for property located at 2701 Kimbo Road to amend site plan for "PD-325" Planned Development for a Detention Center to add four buildings, an 8-foot fence, and a 10-foot setback, Council Member Davis made a motion, seconded by Mayor Pro tempore McCloud, that the Zoning Hearing be closed and that Site Plan No. SP-02-0003, be continued until August 13, 2002. The motion carried unanimously.

**Regular Zoning**  
**Hearing**

It appeared to the City Council that Resolution No. 2844 was adopted on June 18, 2002, setting today as the date for the hearing in connection with recommended changes and amendments to Zoning Ordinance No. 13896 and that notice of the hearing had been given by publication in the Commercial Recorder, the official newspaper of the City of Fort Worth, on June 21, 2002. Mayor Barr asked if there was anyone present desiring to be heard.

**ZC-002-097**  
**Approved**

Council Member Wentworth made a motion, seconded by Council Member Silcox, that the application of Hickman Investments for a change in zoning of property located at the northwest corner of Las Vegas Trail and Loop 820 West from "A-5" One-Family to "PD/G" Planned Development/Specific Use for all uses in "G" Intensive Commercial, with exceptions (listed in the Zoning Docket), and waiver of site plan recommended, Zoning Docket No. ZC-002-097, be approved. The motion carried unanimously.

- ZC-002-134  
Approved** Council Member Davis made a motion, seconded by Mayor Pro tempore McCloud, that the application of Victory Arts Center, L.P. for a change in zoning of property located at 801 West Shaw Street from "PD/210/HSE" Planned Development/Specific Use for art studios, retail sales and residential as part of mixed use development/Highly Significant Endangered to "MU-1/HSE" Low Intensity Mixed-Use/Highly Significant Endangered, Zoning Docket No. ZC-002-134, be approved. The motion carried unanimously.
- ZC-002-135  
SP-002-007  
Continued Until  
September 10,  
2002** Council Member Davis made a motion, seconded by Council Member Silcox, that the application of B-Square Partnership for a change in zoning of property located at 205 Capps Street from "J" Medium Industrial to "PD/SU" Planned Development/Specific Use for all uses in "J" Medium Industrial plus construction of a 9,000 square foot building on a 10,000 square foot lot for manufacturing business, Zoning Docket No. ZC-002-135 and Site Plan No. SP-002-007, be continued until September 10, 2002. The motion carried unanimously.
- ZC-002-136  
Approved** Council Member Lane made a motion, seconded by Council Member Haskin, that the application of Francisco DeLeon for a change in zoning of property located at 3718 North Houston Street from "J" Medium Industrial to "A-5" One-Family, Zoning Docket No. ZC-002-136, be approved. The motion carried unanimously.
- ZC-002-137  
Approved** Council Member Davis made a motion, seconded by Mayor Pro tempore McCloud, that the application of Dennis and Margaret Johnson for a change in zoning of property located at 2116 Park Place Avenue from "B" Two-Family to "B/HC" Two-Family/Historic and Cultural Landmark, Zoning Docket No. ZC-002-137, be approved. The motion carried unanimously.
- ZC-002-138  
Approved** Council Member Davis made a motion, seconded by Mayor Pro tempore McCloud, that the application of Heather White for a change in zoning of property located at 2320 West Rosedale Street South from "A-5" One-Family to "A-5/HC" One-Family/Historic and Cultural Landmark, Zoning Docket No. ZC-002-138, be approved. The motion carried unanimously.
- ZC-002-141  
Approved** Council Member Lane made a motion, seconded by Council Member Silcox, that the application of AIL Investments, L.P. for a change in zoning of property located at the northeast corner of Henrietta Creek Road and the future Independence Parkway from "AG" Agricultural to "K" Heavy Industrial, Zoning Docket No. ZC-002-141, be approved. The motion carried unanimously.

- ZC-002-142  
Approved** Council Member Wentworth made a motion, seconded by Council Member Silcox, that the application of Hayco Realty Company, Ltd. for a change in zoning of property located at the northeast corner of Bowman Roberts Road and Ten Mile Bridge Road from "R-1" Zero Lot Line/Cluster Residential, "CR" Low Density Multi-Family and "C" Medium Density Multi-Family to "A-5" One-Family, Zoning Docket No. ZC-002-142, be approved. The motion carried unanimously.
- ZC-002-143  
Approved** Council Member Lane made a motion, seconded by Mayor Pro tempore McCloud, that the application of Jerelene C. McQuerry for a change in zoning of property located at 2805 Oscar Avenue from "E" Neighborhood Council to "A-5" One-Family, Zoning Docket No. ZC-002-143, be approved. The motion carried unanimously.
- ZC-002-144  
Approved** Council Member Wentworth made a motion, seconded by Council Member Silcox, that the application of Bank One, N.A., Trustee of the Marvin Leonard Trust, for a change in zoning of property located in the 400-600 Block of Alta Mere Drive (S.H. 183) from "C" Medium Density Multi-Family to "MU-1" Low Intensity Mixed-Use, Zoning Docket No. ZC-002-144, be approved. The motion carried unanimously.
- ZC-002-145  
Approved** Council Member Haskin made a motion, seconded by Mayor Pro tempore McCloud, that the application of Hillwood Alliance Residential, L.P. for a change in zoning of property located southeast of General Worth Drive and the future Heritage Trace Parkway from "A-5" One-Family and "AR" One-Family Restricted to "E" Neighborhood Commercial, Zoning Docket No. ZC-002-145, be approved. The motion carried unanimously.
- ZC-002-146  
SP-002-008  
Approved  
Jim Schell** Mr. Jim Schell, 901 Fort Worth Club, appeared before Council, stated that the site plan was amended to reflect movement of the spa from one side of the pool to the other and also the monument sign from the east side to the west side of the property.
- Council Member Wentworth made a motion, seconded by Council Member Silcox, that the application of Monterrey-Woodmont Partnership for a change in zoning of property located in the 6600 Block of West Freeway (IH-30) from "G" Intensive Commercial to "PD/SU" Planned Development/Specific Use for a hotel within 1,000 feet of residential district, Zoning Docket No. ZC-002-146 and Site Plan No. SP-002-008, be approved, as amended, with corrected site plan. The motion carried unanimously.

- ZC-002-147  
Approved** Council Member Silcox made a motion, seconded by Mayor Pro tempore McCloud, that the application of The Marco Company for a change in zoning of property located at 3220 Joyce Drive from "A-5" One-Family to "I" Light Industrial, Zoning Docket No. ZC-002-147, be approved. The motion carried unanimously.
- ZC-002-150  
SP-002-009  
Approved** Council Member Lane made a motion, seconded by Council Member Silcox, that the application of Radio Shack Corporation for a change in zoning of property located at the southeast corner of Western Center Boulevard and the future Mark IV Parkway from "CR" Low Density Multi-Family, "F" General Commercial and "I" Light Industrial to "A-5" One-Family and "PD/AR" Planned Development/Specific Use for all uses in "AR" One-Family Restricted with 40-foot lot width and 5-foot side yard setbacks, Zoning Docket No. ZC-002-150 and Site Plan No. SP-002-009, be approved. The motion carried unanimously.
- ZC-002-152  
Continued Until  
July 23, 2002** Council Member Lane made a motion, seconded by Mayor Pro tempore McCloud, that the application of Jim Cozby for a change in zoning of property located in the 8000 Block of Blue Mound Road from "AG" Agricultural to "A-5" One-Family, Zoning Docket No. ZC-002-152, be continued until July 23, 2002. The motion carried unanimously.
- Mr. John Garfield, representing the Development Department, advised Council that there was a minor change that needed to be made to the site plan by the applicant.
- Reconsideration  
of ZC-002-150 &  
SP-002-009** Mayor Pro tempore McCloud made a motion, seconded by Council Member Silcox, to reconsider Zoning Docket No. ZC-002-150 and Site Plan No. SP-002-009. The motion carried unanimously.
- ZC-002-150  
SP-002-009  
Approved  
Don Allen** Mr. Don Allen, 777 Main Street, representing Carter and Burgess, appeared before Council and stated that the site plan needed to be amended to change the northeast quadrant of the property to delete a 1.45 acre strip of land that was not part of this property.
- Council Member Lane made a motion, seconded by Council Member Silcox, that the application of Radio Shack Corporation for a change in zoning of property located at the southeast corner of Western Center Boulevard and the future Mark IV Parkway from "CR" Low Density Multi-Family, "F" General Commercial and "I" Light Industrial to "A-5" One-Family and "PD/AR" Planned Development/Specific Use for all uses in "AR" One-Family Restricted with 40-foot lot width and 5-foot side yard setbacks, Zoning Docket No. ZC-002-150 and Site Plan No. SP-002-009, be approved, as amended. The motion carried unanimously.



<b>ZC-002-153 Approved</b>	<p>Council Member Haskin made a motion, seconded by Mayor Pro tempore McCloud, that the application of City of Fort Worth for a change in zoning of property located at 2108 Teakwood Trace from “A-5” One-Family to “A-10” One-Family, Zoning Docket No. ZC-002-153, be approved. The motion carried unanimously.</p>								
<b>ZC-002-105 Denied Without Prejudice</b>	<p>Council Member Wentworth made a motion, seconded by Council Member Silcox, that the application of City of Fort Worth for a change in zoning of property located at the southwest corner of Lancaster Avenue and University Drive (Will Rogers Complex) from “A-5” One-Family and “J” Medium Industrial to “A-5/HC” One-Family/Historical and Cultural Landmark and “J/HC” Medium Industrial/Historical and Cultural Landmark, Zoning Docket No. ZC-002-105, be denied without prejudice. The motion carried unanimously.</p>								
<b>ZC-002-140 Denied Horace Weaver</b>	<p>Mr. Horace F. Weaver, 6618 Livingstone, Rowlett, Texas, appeared before Council in opposition of the denial. He stated that he had marketed this property for over a year under its current zoning. He assured the Council that his client would construct an upscale operation and that the zoning change was the most realistic use for this property.</p>								
<b>Jason Mills</b>	<p>Mr. Jason Mills, 4829 Collinwood, appeared before Council in opposition of the denial. He stated that his client would have a legitimate business and would place over \$70,000.00 of improvements on the property.</p> <p>Council Member Wentworth advised Council that he had a conflict with this issue, that he had filed a Conflict of Interest Affidavit with the City Secretary, and would abstain from voting.</p> <p>Mayor Pro tempore McCloud made a motion, seconded by Council Member Davis, that the application of Bank of America, N.A. for a change in zoning of property located at 3507, 3509, 3511, 3513 and 3521 Mansfield Highway from “E” Neighborhood Commercial to “FR” General Commercial Restricted, Zoning Docket No. ZC-002-140, be denied. The motion carried by the following vote:</p> <table border="0" style="margin-top: 10px;"><tr><td style="padding-right: 20px;"><b>AYES:</b></td><td>Mayor Barr; Mayor Pro tempore McCloud; Council Members Lane, Silcox, Haskin, Moss, Picht and Davis</td></tr><tr><td style="padding-right: 20px;"><b>NOES:</b></td><td>None</td></tr><tr><td style="padding-right: 20px;"><b>ABSENT:</b></td><td>None</td></tr><tr><td style="padding-right: 20px;"><b>NOT VOTING:</b></td><td>Council Member Wentworth</td></tr></table>	<b>AYES:</b>	Mayor Barr; Mayor Pro tempore McCloud; Council Members Lane, Silcox, Haskin, Moss, Picht and Davis	<b>NOES:</b>	None	<b>ABSENT:</b>	None	<b>NOT VOTING:</b>	Council Member Wentworth
<b>AYES:</b>	Mayor Barr; Mayor Pro tempore McCloud; Council Members Lane, Silcox, Haskin, Moss, Picht and Davis								
<b>NOES:</b>	None								
<b>ABSENT:</b>	None								
<b>NOT VOTING:</b>	Council Member Wentworth								

There being no one else present desiring to be heard in connection with the recommended changes and amendments to Zoning Ordinance No. 13896, Mayor Pro tempore McCloud made a motion, seconded by Council Member Silcox, that the hearing be closed and that the following ordinance be adopted:

**ORDINANCE NO. 15152**

**AN ORDINANCE AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF FORT WORTH, BEING ORDINANCE NO. 13896, AS AMENDED, SAME BEING AN ORDINANCE REGULATING AND RESTRICTING THE LOCATION AND USE OF BUILDINGS, STRUCTURES, AND LAND FOR TRADE, INDUSTRY RESIDENCE AND OTHER PURPOSES, THE HEIGHT, NUMBER OF STORIES AND SIZE OF THE BUILDINGS AND OTHER STRUCTURES, THE SIZE OF YARDS AND OTHER OPEN SPACES, OFF-STREET PARKING AND LOADING, AND THE DENSITY OF POPULATION, AND FOR SUCH PURPOSES DIVIDING THE MUNICIPALITY INTO DISTRICTS AND THE BOUNDARIES THEREOF UPON "DISTRICT MAPS"; PURPOSE AND CONFLICT; PROVIDING CUMULATIVE OF ALL ORDINANCES; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; AND PROVIDING FOR PUBLICATION AND NAMING AN EFFECTIVE DATE.**

The motion carried unanimously.

**Adjournment**

There being no further business, the meeting was adjourned at 9.52 p.m.